

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE BRISTOL-MYERS SQUIBB CO.  
SECURITIES LITIGATION

07 Civ. 5867 (PAC)

FILED ELECTRONICALLY

## NOTICE OF MOTION

PLEASE TAKE NOTICE that defendant Andrew G. Bodnar, by his attorneys Morvillo, Abramowitz, Grand, Iason, Anello & Bohrer, P.C., upon all prior pleadings in this case and upon the accompanying memorandum of law and the declaration of Lawrence S. Bader, along with the exhibit attached thereto, hereby moves, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, to dismiss the Amended Class Action Complaint.

Dated: New York, New York  
November 26, 2007

MORVILLO, ABRAMOWITZ, GRAND,  
IASON, ANELLO & BOHRER, P.C.

By: \_\_\_\_\_/s/\_\_\_\_\_  
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